

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTIETH LEGISLATURE

EIGHTY-FIFTH LEGISLATIVE DAY
MONDAY, APRIL 6, 2009

House of Representatives

The House convened at 10:30 a.m., the Speaker in the Chair.

Roll call showed 64 members present.

Absent and excused – Boe, Nonini, Ringo, Ruchti, Schaefer, Smith(30). Total – 6.

Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Anna Richter, Page.

Approval of Journal

April 6, 2009

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Eighty-second Legislative Day and recommend that same be adopted as corrected.

CLARK, Chairman

Mr. Clark moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

Consideration of Messages from the Governor and the Senate

OFFICE OF THE GOVERNOR
Boise

April 3, 2009

The Honorable Lawrence Denney
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed today and am transmitting to the Secretary of State the following House Bills, to wit:

H 32, as amended, H 38, H 44, H 72, H 169, H 205, and H 206

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

April 3, 2009

Mr. Speaker:

I transmit herewith enrolled S 1011, S 1053, as amended, S 1074, as amended, as amended, S 1097, S 1122, S 1123, S 1126, S 1132, S 1134, and S 1142 for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled S 1011, S 1053, as amended, S 1074, as amended, as amended, S 1097, S 1122, S 1123, S 1126, S 1132, S 1134, and S 1142 and, when so signed, ordered them returned to the Senate.

April 3, 2009

Mr. Speaker:

I return herewith enrolled H 128, H 129, H 147, H 145, as amended, H 160, as amended, H 108, H 113, H 115, H 188, H 189, H 190, H 191, H 157, as amended, H 212, H 106, as amended, and H 213 which have been signed by the President.

WOOD, Secretary

Enrolled H 128, H 129, H 147, H 145, as amended, H 160, as amended, H 108, H 113, H 115, H 188, H 189, H 190, H 191, H 157, as amended, H 212, H 106, as amended, and H 213 were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

April 3, 2009

Mr. Speaker:

I transmit herewith S 1171, S 1172, S 1173, and S 1174 which have passed the Senate.

WOOD, Secretary

S 1171, S 1172, S 1173, and S 1174 were filed for first reading.

April 3, 2009

Mr. Speaker:

I return herewith H 173 which has passed the Senate.

WOOD, Secretary

H 173 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

Report of Standing Committees

April 6, 2009

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed HCR 30, H 282, H 283, H 284, H 285, H 286, H 287, H 288, H 289, H 290, H 291, and H 292.

CLARK, Chairman

Mrs. Bell asked unanimous consent that H 289 be returned to the Appropriations Committee. There being no objection, it was so ordered.

HCR 30, H 282, H 283, H 284, H 290, H 291, and H 292 were filed for second reading.

H 285 and H 287 were referred to the State Affairs Committee.

H 286 was referred to the Transportation and Defense Committee.

[H 288](#) was referred to the Ways and Means Committee.

April 6, 2009

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled [HJM 7](#), [H 14](#), as amended, as amended in the Senate, [H 141](#), as amended in the Senate, [H 159](#), as amended in the Senate, and [H 217](#), as amended in the Senate.

CLARK, Chairman

The Speaker announced he was about to sign enrolled [HJM 7](#), [H 14](#), as amended, as amended in the Senate, [H 141](#), as amended in the Senate, [H 159](#), as amended in the Senate, and [H 217](#), as amended in the Senate, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

April 3, 2009

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled [H 65](#), as amended, [H 164](#), [H 168](#), and [H 124](#) to the Governor at 1:30 p.m., as of this date, April 3, 2009.

CLARK, Chairman

April 3, 2009

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled [HCR 29](#), [HCR 12](#), and [HCR 22](#) to the Secretary of State at 1:20 p.m., as of this date, April 3, 2009.

CLARK, Chairman

April 3, 2009

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration [S 1151](#) and recommend that it do pass.

BLACK, Chairman

[S 1151](#) was filed for second reading.

April 6, 2009

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration [H 269](#) and recommend that it do pass.

NONINI, Chairman

[H 269](#) was filed for second reading.

There being no objection, the House advanced to the Eighth Order of Business.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 293 BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF COMMERCE FOR FISCAL YEAR 2010; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; PROVIDING LEGISLATIVE INTENT ON THE BUSINESS AND JOBS DEVELOPMENT FUND; PROVIDING

LEGISLATIVE INTENT ON PERSONNEL COSTS; DIRECTING SALARY REDUCTIONS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 294 BY APPROPRIATIONS COMMITTEE AN ACT

APPROPRIATING MONEYS TO THE STATE CONTROLLER FOR FISCAL YEAR 2010; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; PROVIDING FOR THE RECOVERY OF STATE CONTROLLER SERVICE COSTS TO THE GENERAL FUND; DIRECTING THE STATE CONTROLLER TO COLLECT MONEYS FOR HEALTH BENEFITS; REAPPROPRIATING UNEXPENDED AND UNENCUMBERED BALANCES OF MONEYS FOR THE COMPUTER SERVICES CENTER; PROVIDING LEGISLATIVE INTENT ON PERSONNEL COSTS; DIRECTING SALARY REDUCTIONS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 295 BY APPROPRIATIONS COMMITTEE AN ACT

APPROPRIATING MONEYS TO THE SOIL CONSERVATION COMMISSION FOR FISCAL YEAR 2010; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING LEGISLATIVE INTENT ON PERSONNEL COSTS; DIRECTING SALARY REDUCTIONS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 296 BY APPROPRIATIONS COMMITTEE AN ACT

APPROPRIATING AND DIRECTING THE TRANSFER OF MONEYS FROM THE GENERAL FUND TO THE GUARDIAN AD LITEM FUND; APPROPRIATING MONEYS TO THE SUPREME COURT FOR FISCAL YEAR 2010; PROVIDING LEGISLATIVE INTENT ON PERSONNEL COSTS; DIRECTING SALARY REDUCTIONS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 297 BY APPROPRIATIONS COMMITTEE AN ACT

APPROPRIATING MONEYS AND DIRECTING A TRANSFER OF FUNDS TO THE STATE INDEPENDENT LIVING COUNCIL FUND FOR FISCAL YEAR 2010; APPROPRIATING MONEYS TO THE IDAHO STATE INDEPENDENT LIVING COUNCIL FOR FISCAL YEAR 2010; PROVIDING LEGISLATIVE INTENT ON PERSONNEL COSTS; DIRECTING SALARY REDUCTIONS; AND DECLARING AN EMERGENCY.

[H 293](#), [H 294](#), [H 295](#), [H 296](#), and [H 297](#) were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

[S 1171](#), [S 1172](#), [S 1173](#), and [S 1174](#), by Finance Committee, were introduced, read the first time by title, and filed for second reading.

There being no objection, the House advanced to the Tenth Order of Business.

Second Reading of Bills and Joint Resolutions

[H 281](#), by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

[SCR 110](#) and [S 1129](#), by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

[SJM 102](#), by State Affairs Committee, was read the second time by title and filed for third reading.

[S 1096](#), by Commerce and Human Resources Committee, was read the second time by title and filed for third reading.

[S 1170](#), by Finance Committee, was read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one legislative day. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Moyle moved that the House adjourn until 9:30 a.m., Tuesday, April 7, 2009. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 10:47 a.m.

LAWRENCE DENNEY, Speaker

ATTEST:

BONNIE ALEXANDER, Chief Clerk